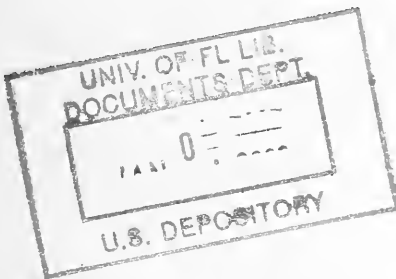


NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
MOTION PICTURE INDUSTRY

AS APPROVED ON JUNE 13, 1934



UNITED STATES
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Approved Code No. 124—Amendment No. 1

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
MOTION PICTURE INDUSTRY

As Approved on June 13, 1934

ORDER

**MODIFICATION OF CODE OF FAIR COMPETITION FOR THE MOTION PICTURE
INDUSTRY**

An application having been duly made by the Code Authority for the Motion Picture Industry, pursuant to and in full compliance with the provisions of Article IX, Part 2 of the Code of Fair Competition for the Motion Picture Industry, for approval of the amendment to said Code hereinafter set forth, and the annexed report on said amendment, containing findings with respect thereto having been made and directed to the President:

The proposed amendment to said Code is as follows:

A new Subsection (C) to be added to Article VI, Part, 1, Section 7:

“(C) Local Clearance and Zoning Boards, in addition to the powers and duties otherwise provided for in this Code shall, when directed so to do by the Code Authority, receive any and all protests from Motion Picture Exhibitors against any existing clearance and zoning as to their respective theatres alleging that such clearance and zoning is unreasonable in length or area. The issue raised by such protests shall be decided by the Local Clearance and Zoning Boards after notice and hearing to the parties affected, and pursuant to the procedure and subject to such rights of appeal as are provided in this Article. The Code Authority may direct that the duties of the Local Clearance and Zoning Boards shall be performed and discharged by the hearing and deciding of protests as provided in this Subsection, instead of formulating schedules as provided in Article VI, Part I, Sections 1 and 3.”

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to the Authority vested in me do hereby incorporate by reference said annexed report and do find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of Title I of the National Industrial Recovery Act,

and do hereby order that said amendment be and it hereby is approved. This approval and the above amendment shall not become effective until twenty (20) days after this date, unless good cause to the contrary be shown prior thereto, and a subsequent Order is issued.

Approval recommended:

HUGH S. JOHNSON,
Administrator.

SOL A. ROSENBLATT,
Division Administrator.

WASHINGTON, D.C.,
June 13, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: The Deputy Administrator in his final report to me on the amendment of the Code of Fair Competition for the Motion Picture Industry having found as herein set forth and on the basis of all the proceedings in this matter:

I find that:

(a) The amendment of said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title I of the National Industrial Recovery Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7 and Subsection (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendment on behalf of the industry as a whole.

(d) The amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendment.

Said amendment is accordingly approved.

Respectfully,

HUGH S. JOHNSON,
Administrator.

JUNE 13, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE MOTION PICTURE INDUSTRY

A new subsection (c) to be added to Article VI, Part I, Section 7:

(c) Local Clearance and Zoning Boards, in addition to the powers and duties otherwise provided for in this Code shall, when directed so to do by the Code Authority, receive any and all protests from Motion Picture Exhibitors against any existing clearance and zoning as to their respective theatres alleging that such clearance and zoning is unreasonable in length or area. The issue raised by such protests shall be decided by the Local Clearance and Zoning Boards after notice and hearing to the parties affected, and pursuant to the procedure and subject to such rights of appeal as are provided in this Article. The Code Authority may direct that the duties of the Local Clearance and Zoning Boards shall be performed and discharged by the hearing and deciding of protests as provided in this Subsection, instead of formulating schedules as provided in Article VI, Part 1, Sections 1 and 3.

Approved Code No. 124—Amendment No. 1.
Registry No. 1639-03.

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